



367.39322X00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: R. HEAYSMAN
Serial No.: 09/718,498
Filed: November 24, 2000
For: RADIOTELEPHONE HANDSET
Group: Not yet assigned
Attention: Missing Parts

RECEIVED

SEP 04 2001

OFFICE OF PETITIONS

RESPONSE TO NOTICE OF MISSING PARTS

Assistant Commissioner for Patents
Washington, D.C. 20231

August 6, 2001

Sir:

The following is in response to the Notice to File Missing Parts of Nonprovisional application dated April 6, 2001 in which the filing of an Oath or Declaration in accordance with 37 CFR §1.63 is indicated as being required.

In response to the Notice, Applicants hereby submit that the inventor of the present application is not available to make application thereby requiring the application to be filed in the name of Nokia Mobile Phones Limited of Espoo, Finland under 37 CFR §1.47(b) and 35 USC §118.

Nokia Mobile Phones Limited has a demonstrated proprietary interest to make application on behalf of and as agent for the inventor Renford Heaysman being that the invention set forth and claimed in the present application was made by the inventor as an employee of Nokia Mobile Phones Limited and said inventor was obligated to assign the

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invention to Nokia Mobile Phones Limited. Further, application is being made by Nokia Mobile Phones Limited under 37 CFR §1.47(b) and 35 USC §118 being that the inventor cannot be found or reached after diligent effort and/or refuses to sign the Declaration.

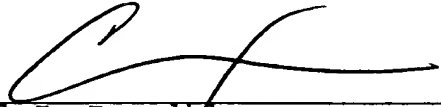
Therefore, as required under 37 CFR §1.47(b) Applicants attach herewith a Declaration and Power of Attorney signed by Nokia Mobile Phones Limited on behalf of the inventor, and a Declaration of Proof setting forth evidence of the relationship the inventor had to Nokia Mobile Phones Limited, the unsuccessful attempts to reach or contact the inventor, the last known address of the inventor, a copy of an Assignment executed by the inventor with respect to the Great Britain patent application upon which the present application claims priority under 35 USC §119, and information regarding the irreparable damage that Nokia Mobile Phones Limited would suffer if the present application is not granted the filing date of November 24, 2000.

Based on the attached Declaration of Proof and Declaration and Power of Attorney, Applicants submit that the requirements for an Oath or Declaration under 37 CFR §1.63 has been satisfied. Accordingly, reconsideration and withdrawal of the Notice to File Missing Parts is respectfully requested.

To the extent necessary, the applicants petition for an extension of time under 37 CFR 1.136. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, or credit any

overpayment of fees, to the deposit account of Antonelli,
Terry, Stout & Kraus, LLP, Deposit Account No. 01-2135
(367.39322X00).

Respectfully submitted,
ANTONELLI, TERRY, STOUT & KRAUS, LLP



Carl I. Brundidge
Registration No. 29,621

CIB/jdc
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UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/718,498	11/24/2000	R. Heaysman	367.39322X00

CONFIRMATION NO. 2503

FORMALITIES LETTER



OC000000005943063

020457
ANTONELLI TERRY STOUT AND KRAUS
SUITE 1800
1300 NORTH SEVENTEENTH STREET
ARLINGTON, VA 22209



Date Mailed: 04/06/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

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